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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

United States of America,  
  
Plaintiff,  
  
vs.

Abraham Chol Keech, et al.,  
  
Defendants.

CR-24-00394-PHX-SPL

**GOVERNMENT'S NOTICE  
OF INTENT TO INTRODUCE  
OTHER ACTS EVIDENCE**

The United States provides notice of intent to introduce evidence of other acts that are direct and inextricably intertwined with the offenses charged in the Superseding

1 Indictment or alternatively, are admissible pursuant to Rule 404(b). This evidence includes  
2 information regarding (1) defendants' efforts to procure weapons and ammunition from  
3 sources other than the undercover agents; and (2) defendants' previous efforts to effect a  
4 non-democratic regime change in South Sudan.

5 The Superseding Indictment alleges that from February 2023 to March 2024,  
6 defendants communicated with undercover agents posing as Phoenix-based weapons  
7 dealers (the UCs) to buy export-controlled, military grade weapons and export them to  
8 South Sudan in furtherance of a non-democratic regime change. The Superseding  
9 Indictment alleges violations of four separate export laws in connection with the scheme.  
10 (Doc. 71.)

11 During several recorded communications with the UCs, defendants told the UCs  
12 that defendants and/or their colleagues had discussed procuring weapons from other  
13 sources, including weapons suppliers in Europe and Africa. (*See, e.g.*, Bates 5174, 5194,  
14 5195.) In addition, in reviewing defendants' cellular telephones, investigators identified  
15 communications regarding previous efforts to overthrow the current South Sudanese  
16 government. (*See, e.g.*, Bates 4658.) Additional witnesses—who would only be called in  
17 rebuttal, if needed—have similarly told investigators that Ajak sought to conduct a coup in  
18 early October 2023, before his first interaction with the UCs. (*See, e.g.*, Bates 8478 – 8765;  
19 Bates 12198 – 12201.)

20 Evidence of defendants' efforts to procure weapons from other sources—along with  
21 previous efforts to effect a non-democratic regime change—is directly relevant to the  
22 charged conduct and is inextricably intertwined with the offenses in the Superseding  
23 Indictment. To the extent, however, that these efforts are construed as other acts or wrongs,  
24 the information is independently admissible under Rule 404(b) for the purpose of  
25 establishing defendants' intent, motive, preparation, plan, knowledge, and absence of  
26 mistake or accident. If defendants raise an entrapment defense, the information is also  
27 admissible regarding predisposition, as the evidence demonstrates that defendants were  
28 simultaneously exploring other weapons suppliers in Europe and Africa and had previously

1 sought a regime change in South Sudan. Because the evidence has probative value other  
2 than for criminal character and is not unfairly prejudicial, it is admissible at trial. Fed. R.  
3 Evid. 404(b); Fed. R. Evid. 403.

4 Respectfully submitted this 1st day of August, 2025.

5 TIMOTHY COURCHINE  
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7 District of Arizona

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16 **CERTIFICATE OF SERVICE**

17 I hereby certify that on August 1, 2025, I electronically transmitted the attached  
18 document to the Clerk's Office using the CM/ECF System for filing a copy to the following  
19 CM/ECF registrants:

20 Richard C. Bock and Dominic Rizzi, *Attorneys for Abraham Keech*  
21 Kurt Altman, *Attorney for Peter Ajak*

22 s/Theresa Hanson  
23 U.S. Attorney's Office  
24  
25  
26  
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